

FORM 26. Docketing Statement

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

No. 2014-1477Virginia Innovation Sciences, Inc.

v.

Samsung Electronics Co., Ltd.

DOCKETING STATEMENT

This Docketing Statement must be completed by all counsel and filed with the court within 14 days of the date of docketing. When the United States or its officer or agency is a party, this Docketing Statement must be completed by all counsel and filed with the court within 30 days of docketing. All questions must be answered or the statement will be rejected.

Name of the party you represent Samsung Electronics Co., Ltd.

Party is (select one) ☐ Appellant/Petitioner ☐ Cross-Appellant
☒ Appellee/Respondent ☐ Intervenor

Tribunal appealed from and Case No. E.D. Va., 12-cv-00548, E.D. Va., 13-cv-00332Date of Judgment/Order May 5, 2014 Type of Case PatentRelief sought on appeal Denial of all relief sought by Appellant/Petitioner.

Relief awarded below (if damages, specify) _____
 Stipulated final judgment of non-infringement.

Briefly describe the judgment/order appealed from _____
 See Appellant/Petitioner's Docketing Statement.

FORM 26. Docketing Statement (continued)

Nature of judgment (select one)

- ☒ Final Judgment, 28 USC 1295
- ☐ Rule 54(b)
- ☐ Interlocutory Order (specify type) _____
- ☐ Other (explain; *see* Fed. Cir. R. 28(a)(5)) _____

Name and docket number of any related cases pending before this court plus the name of the writing judge if an opinion was issued _____

None.

Brief statement of the issues to be raised on appeal _____

See Appellant/Petitioner's Docketing Statement.

Have there been discussions with other parties relating to settlement of this case?

☒ Yes ☐ No

If "yes," when were the last such discussions?

- ☐ Before the case was filed below?
- ☒ During the pendency of the case below?
- ☐ Following the judgment/order appealed from?

If "yes," were the settlement discussions mediated?

☒ Yes ☐ No

If they were mediated, by whom? _____

Magistrate Judge Douglas E. Miller

FORM 26. Docketing Statement (continued)

Do you believe that this case may be amenable to mediation? ☒ Yes ☐ No

If you answered no, explain why not _____

Provide any other information relevant to the inclusion of this case in the court's mediation program. _____

I certify that I filed an original and one copy of this Docketing Statement with the Clerk of the United States Court of Appeals for the Federal Circuit and served a copy on counsel of record, this _____ day of May, 2014

by: Case Management/Electronic Case Filing (ECF)
(manner of service)

George A. Riley	/s/ George A. Riley
_____ Name of Counsel	_____ Signature of Counsel

Law Firm O'Melveny & Myers LLP _____

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CERTIFICATE OF SERVICE AND FILING

I hereby certify that on May 28, 2014, I electronically filed the foregoing document using the Court's CM/ECF filing system. Counsel was served via CM/ECF which constitutes service, pursuant to Fed.R.App.P.25(c)(2), Fed. Cir. R. 25(a), and the Court's Administrative Order Regarding Electronic Case Filing 6(A) (May 17, 2012), to all registered CM/ECF users.

O'MELVENY & MYERS LLP

By: /s/ George A. Riley
George A. Riley